

**GRAND
ATHLETIC CARNIVAL**And Scientific Exhibition of the Manly
Art of Self-defense at**THE ORPHEUM**

Saturday Evening, Nov. 15th

Jack Weday

VS.

Jimmie KennardIn a 10-round Glove Contest for a
Purse of \$700.**U. S. Harris**

VS.

Sailor Brown

JAPANESE WRESTLERS.

Bouts between scholars of Billy
Wood's Sparring School.Tickets now on sale at Orpheum Box
office.**You Need
These**The articles on display in our
Ewa window are things you con-
stantly require.Those on exhibition are only a
few we list under**Kitchen
and Butcher
Cutlery**ASK FOR WHAT YOU DO
NOT SEE.In our Waikiki window we
have a new style COLD WAVE**GURNEY
Refrigerator**with beautiful white enameled
provision chambers. At a glance
you can see if it is clean or not.Also several "JEWELS" of
which we have thirty-nine
styles. The merit of these stoves
and ranges have stood the test.
A reputation which took forty
years to build up stands back of
each and every one.Come and inspect the JEWEL
STOVE THERMOMETER AT-
TACHMENT by means of which
you can keep the oven just so.**W. W. Dimond & Co.**

LIMITED.

Dealers in CROCKERY, GLASS
and HOUSEFURNISHING
GOODS.

83-55-57 King Street.

THE WONDERLadies wishing
Fine Millineryshould go to the Wonder, a new store
just opened by a lady from the States.
You will find the latest and most up-to-
date styles. Nothing but the very best
material used and prices to suit all.
Call and you will be convinced, that
you can do better at The Wonder than
you can do anywhere else.MRS. CRESSMAN, Propr.
241 Beretania, oppo. Hawaiian Hotel.**Theosophical Society****MR. THOMAS PRIME**

Will Lecture on

Symbolism

Thursday, Nov. 13, 1902, 8 P. M.

At ARION HALL (Back of Opera
House.)A cordial welcome extended to all.
Library open Fridays at 3:30 p. m.MARY D. HENDRICKS,
President, Aloha Branch, T. S.**NOTARY and CORPORATION****SEALS****W. Beakbane,**

129 Hotel Street.

**FITCH FILES
HIS CLAIM****The Marcus Island
Title Before
Hay.****PAPERS ARE SENT
TO WASHINGTON****Guano Co. Asks State Department
for Indemnity or Possession
of Island.**By the last steamer there was sent
forward to Washington the applica-
tion of the Marcus Island Guano Com-
pany for a money indemnity for the
loss of Marcus Island, or for the resto-
ration of their rights to the speck in
the mid-Pacific. The application is
placed in the hands of Ex-Senator John
M. Thurston who will present it to the
State Department.The documents sent to Secretary Hay
go to prove the ownership of the island
by Captain Rosehill, W. C. Peacock
and Thos. Fitch. Affidavit is made by
Captain Rosehill of his discovery of the
island and the hoisting of the Ameri-
can flag and the subsequent visit after
the claim was made. The correspond-
ence with the Japanese government is
set out in full and there are also pho-
tographs illustrating the landing of the
party from the Julia E. Whalen and of
scenes on the island.As the matter now stands the Marcus
Island Co., is liable to forfeiture of the
bond of \$50,000 filed with the State De-
partment, in which it was agreed
that proper facilities for the removal
of the guano deposits must be made
within twelve months. As it is now
impossible to do this the Honolulu pro-
moters are up against a serious propo-
sition.An exhaustive brief has been pre-
pared by Col. Fitch in support of Cap-
tain Rosehill's claim to the island. Mr.
Fitch in his view of the case claims that:"So far as Rosehill's individual rights
are concerned it is true, that he might
have lost them ultimately, by non user,
or by abandonment. Such abandon-
ment might have been effected by a
formal instrument, filed with the De-
partment of State, or it might have
been presumed from failure to occupy
the island. But such presumption can
only be indulged in, when the owner of
land, or of an easement such as a road
or alley, or of a water right, absolutely
abandons or continuously for a per-
iod as long as is necessary to acquire
an adverse title to real estate under
the statute of limitations. In few of
the States is this period fixed by statute,
at less than ten years, and at com-mon law it is twenty-one years. Cap-
tain Rosehill was not physically absent
from Marcus, more than seven years
at any one time, and between his last
visit in 1895, and the Japanese advent
in 1896, the period was less than one
year. In any event, if Rosehill was
guilty of neglect, that was a question
between his government and himself,
with which the government of the Mi-
kado had no concern; and Rosehill's
laches, if there were laches, was con-
doned by the United States when it ac-
cepted his fifty thousand dollars bond,
and issued to him its license to occupy
Marcus Island."There is another view of the law
under which if we cannot obtain the
island we ought to obtain from Japan
indemnity for its loss."If the State Department shall hold
that the action of Secretary Blaine in
1889, in filing Captain Rosehill's papers,
did not constitute an acceptance, by
the United States, of sovereignty over
Marcus Island, and that the action of
the department in 1902, in accepting a
bond from Captain Rosehill, was not
an acceptance of sovereignty, because
in 1896 the claim of Japan intervened.
If the State Department shall hold that
the United States has never claimed or
exercised sovereignty over Marcus Is-
land and if the Guano Act of Congress
is not to be considered at all in this
connection, it still appears:"First. That Captain Rosehill, by
his acts in 1889 acquired possession of,
and a right of property in, and that
this right so acquired became vested
by the building of a house, and a year's
actual occupation."Second. That this right was still ex-
isting and undisturbed by any adverse
claim, when, in 1896, he again landed
on the island."Third. That the Government of
Japan does not claim that its subjects
made any formal claim to the island,
or attempted any permanent occupancy
of it until 1896 or that the Japanese
Government recognized Marcus as a
part of its possessions until 1898."Fourth. That the rights of property
acquired by Captain Rosehill in 1889,
and re-asserted in 1896, could not under
the laws of Japan, or of any other civil-
ized power have been lost by aban-
donment, or non use, during the brief
period that existed between his occu-
pancy, and the advent of the Japanese."Fifth. That these rights were still
existing when Rosehill and his men
were expelled from the island by the
Japanese Government officials, in Aug-
ust, 1902."Sixth. That conceding that the Uni-
ted States has no claim to sovereignty
over Marcus, yet its citizen has a just
claim against Japan for the value of
his property forcibly taken from his
possessions."Seventh. That it is the duty of the
United States to present his claim.
"If the Department of State shall
coincide with these views, the Marcus
Island Company will be ready to sup-
ply it with proofs as to the actual val-
ue of the island, which I may state in-
formally is the value of the guano there
deposited. This under the Act of Con-
gress, is four dollars per ton—less than
one-half of its actual value. The ex-
tent of these deposits is not known, and
the Government of Japan prevented us
from ascertaining with any degree of
accuracy, but there are conjectured to
be between one hundred thousand and
one million tons.**BASEBALL AT
CLOSING STAGE**The winter league will complete its
season of baseball, when the Makikis
meet the Young Portuguese this after-
noon. All together, a very satisfactory
season has been played, mostly due to
the efforts of C. F. Chillingworth, who,**FIGURES SHOW HOW MAUI
CAST VOTES ON TUESDAY**

SECOND DISTRICT—KONA, KAU AND KOHALA, ISLAND OF HAWAII.

For Delegate.

	1	2	3	4	5	6	7	8	Total
Kuhio	147	53	137	179	123	14	41	67	751
Wilcox	173	33	65	59	49	33	63	10	485

For Senators.

	1	2	3	4	5	6	7	8	Total
Apiki	6	3	21	21	23	9	52	13	148
Desha	58	17	72	127	64	7	46	21	412
Makekau	34	30	51	46	23	6	55	25	269
Paris	69	21	100	180	105	17	43	37	578
Pua	105	41	44	22	48	27	62	35	380
Woods	239	39	72	38	32	22	46	3	491

For Representatives.

	1	2	3	4	5	6	7	8	Total
Apiki	8	4	21	107	23	6	49	12	230
Greenwell	74	22	86	168	72	16	13	17	453
Kalaiwaa	9	3	78	22	4	1	15	6	138
Kaniho	196	37	63	37	26	19	51	9	438
Kekaula	10	11	43	15	3	2	72	40	197
Keliikoa	64	20	115	141	53	3	8	22	426
Keaouli	84	10	32	29	24	1	91	9	279
Lazaro	11	3	4	20	96	34	19	1	187
Makahalupa	51	25	105	141	59	29	26	1	436
Malulani	5	12	13	8	11	1	14	1	74
Mokuaia	41	19	45	42	36	11	44	64	342
Naope	94	13	24	17	40	13	26	2	231
Pulaa	255	60	25	88	11	7	43	32	548
Uilama	96	22	54	119	102	21	41	1	440

Candidates, 1902.

	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	Total
Kalaniana'ole	126	70	79	20	9	151	81	19	42	136	23	39	112	49	23	968
Wilcox, R. W.	99	79	111	61	12	272	15	18	41	40	12	20	78	44	42	944
Clark, T.	37	51	13	17	0	78	5	1	140	16	7	21	23	0	8	317
Dickey, C. H.	114	53	44	13	6	120	78	21	28	134	22	22	97	55	17	824
Kamakole, J.	4	2	3	3	0	6	2	5	7	7	2	2	4	1	5	53
White, Wm.	74	34	120	41	8	198	7	9	3	7	0	2	55	36	37	631
Aukai, D. H.	8	5	2	3	0	5	3	3	9	9	4	2	4	1	8	66
Beckley, F. W.	97	77	103	45	11	255	14	15	21	30	6	25	84	49	4	886
Forsyth, A. K.	28	38	11	12	0	37	5	8	1	8	21	11	0	6	237	
Hala, W. P.	111	59	40	16	8	129	73	16	25	119	21	27	128	49	17	827
Hibio, J. K.	96	50	109	55	16	139	82	15	18	15	2	2	66	50	37	776
Kalama, S.	107	57	25	14	6	139	82	15	18	15	2	2	66	50	37	776
Kaumakaoe	22	10	3	15	0	27	3	8	1	8	1	0	24	3	10	157
Kawalhoa	93	37	92	41	9	224	14	12	11	24	2	2	43	45	40	709
Kellinoh	117	69	59	19	8	177	79	17	36	133	21	33	105	52	24	949
Kookoo	88	38	82	40	8	252	8	17	28	25	5	16	70	48	41	774
Makekau	87	29	120	43	11	198	10	10	22	25	5	26	70	47	35	738
Nakaleka	114	74	26	12	0	122	73	15	23	118	19	19	94	47	13	787
Naki, Pala	18	71	11	10	0	32	3	4	18	11	7	14	16	1	3	219
Pali, Philip	115	48	85	37	10	141	76	15	28	116	20	25	90	46	15	867
Richardson	36	46	20	7	0	49	5	3	15	12	10	32	18	2	7	262
von Jempsky	110	40	46	13	6	131	76	16	40	115	18	12	90	47	19	773
Wailehua	68	31	72	29	9	213	4	9	9	1	2	71	44	29	600	

**Golf Skirtings
and
Fall Waistings****The New Line Now In
Choice Fabrics
Smart Styles
Special Discount This Week****Whitney & Marsh, Ltd.**as president of the league, has done
much to carry the season through.Should the Portuguese win this after-
noon the trophy presented by the pre-
sident and known as the president's cup,
will become their property. However,
should the Makikis win they will have
tied the Portuguese in the number of
games won, and if they take the final
game, would become the champions.Both teams are in fine condition, both
having practiced diligently during the
past week. The Makikis will be much
strengthened by Akoni, Williams and
Aylett, three of the H. A. C.'s best
players and most effective batters.The teams will play the different po-
sitions as follows:Makikis—Akoni, catcher; H. Honan,
pitcher; G. Bruns, first base; Williams,
second base; H. Bruns, third base; En
Sue, shortstop; Bento, right field; T.
Honan, left field; Aylett, center field.
Y. P. A. C.—A. Marcellino, catcher;
Kaai, pitcher; Gomes, first base; M.
Sebastian, second base; J. Fernandez,
third base; V. Fernandez, shortstop;
Rodrigues, right field; F. Sebastian,
left field; Santos, center field.

Standing of teams and percentage:—

	G. P.	W.	L.	Pctg.
Y. P. A. C.	5	4	1	800
Makiki	5	3	2	600
Brunswick	6	1	5	166

A CITIZEN'S STORYTold by a Honolulu Citizen for
the Benefit of Honolulu
People.The greatest importance attached to
the following is that it concerns a Ho-
nolulu citizen. It would lose three-
quarters of its interest if it involved
some resident of Kalamazoo, Mich., or
Woonsocket, R. I. Like all the testi-
mony which has appeared here, and
like all which will follow about the
Old Quaker remedy, Doan's Backache
Kidney Pills, it comes from residents,
fellow citizens and neighbors. No
other remedy can show such a record
of home cures. Read this case:Mrs. Emma Vieira, of King street,
this city, says: "For three or four
years I had the misfortune to be af-
flicted with an aching back. The pain
and discomfort this entailed on me can
be better imagined than described. I
have two children, and it was of course
difficult for me to attend to them
while oppressed with suffering. The
way in which I found relief eventually
was by using Doan's Backache Kid-
ney Pills, procured at the Hollister
Drug Co.'s store. They did me a large
amount of good, as I now testify. I
should certainly recommend those who
have backache or any other form of
kidney trouble to try Doan's Backache
Kidney Pills."Doan's Backache Kidney Pills are
for sale by all dealers. Price 50 cents
per box (six boxes \$2.50). Mailed on
receipt of price by the Hollister Drug
Co., Ltd., Honolulu, wholesale agents
for the Hawaiian Islands.Remember the name Doan's, and take
no other.**Wing Wo Chan & Co**Ebony Furniture,
Cigars and Tobaccos,
Chinese and Japanese Teas,
Crockery, Matting,
Vases, Camphorwood Trunks,
Rattan Chairs.

CLOCKS AND SALES

OF ALL KINDS.

931-935 Nuuanu Street.

REMOVAL NOTICE.**J. E. Goetz the Beretania St.**

Grocer

Has moved a few doors above to the
store formerly occupied by Beal's Wall
Paper establishment at the head of Ala-
hwa street.The growth of our business has war-
ranted our moving to more commodious
quarters.**E. R. BATH, Plumber**Agent for the Celebrated Douglas
ClosetLocated at 165 King St.,
Opposite Young Bldg.